



PTO/SB/61 (09-04)  
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05-14973

01 FC:2452

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

**3. Terminal disclaimer with disclaimer fee**

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

**4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.**

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

<p><u>Andrew S. Jordan</u> Signature</p> <p>Andrew S. Jordan, Esq. Typed or printed name</p> <p>Cislo &amp; Thomas LLP Address</p> <p>233 Wilshire Blvd., Suite 900, Santa Monica, CA 90401 Address</p>	<p><u>7/27/05</u> Date</p> <p>33,917 Registration Number, if applicable</p> <p>310-451-0647 Telephone Number</p>
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- Enclosure ☒ Fee Payment
- ☒ Reply
- ☐ Terminal Disclaimer Form
- ☒ Additional sheets containing statements establishing unavoidable delay
- ☒ Acknowledgment Postcard

**CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))**

I hereby certify that this correspondence is being:

- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

7/27/05  
Date

Andrew S. Jordan  
Signature

Andrew S. Jordan, Esq.  
Typed or printed name of person signing certificate



**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

Andrew S. Jordan  
Signature

7/27/05  
Date

Andrew S. Jordan, Esq.

33,917

Typed or printed name

Registration Number, if applicable

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

Inventor was not advised by his prior attorney that an issue fee was due and payable. Inventor seeks to maintain the attorney-client privilege with prior counsel while reviving the instant application.

Accompanying this Petition is the Declaration of Marie Marden, who conducted correspondence and discussion with that prior attorney. Only until Inventor retained new counsel did the error come to his knowledge.

(Please attach additional sheets if additional space is needed.)